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PART II—SECTION 2

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LOK SABHA

The following Bill was introduced in Lok Sabha on the 9th December, 1960:—

BILL No. 83 OF 1960

A Bill to amend the Delhi Rent Control Act, 1958

BE it enacted by Parliament in the Eleventh Year of the Republic of India as follows:—

Short title, extent and commencement.

1. (*1*) This Act may be called the Delhi Rent Control (Amendment) Act, 1960.

(*2*) It extends to the areas included within the limits of the New Delhi Municipal Committee and the Delhi Cantonment Board and to such urban areas within the limits of the Municipal Corporation of Delhi as are specified in the First Schedule of the Delhi Rent Control Act, 1958:

59 of 1958.

Provided that the Central Government may, by notification in the Official Gazette, extend this Act or any provision thereof to any other urban area included within the limits of the Municipal Corporation of Delhi or exclude any area from the operation of this Act or any provision thereof.

(*3*) It shall come into force at once.

Amendment of Section 14.

2. In section 14 of the Delhi Rent Control Act, 1958 for the existing sub-section (6), the following shall be substituted, namely:— 59 of 1958.

"(6) Except in the case of a Government servant who has been allotted a Government accommodation and is liable to eviction under the rules governing such allotment, where a landlord has acquired any premises by transfer, no application for the recovery of possession of such premises shall lie under sub-section (*1*) on the ground specified in clause (*e*) of the proviso thereto, unless a period of five years has elapsed from the date of the acquisition".

STATEMENT OF OBJECTS AND REASONS

Under the existing instructions relating to the allotment of Government accommodation, a Government servant, who has been allotted Government quarter, is liable to eviction or in default to pay the maximum penal rent, as soon as he becomes the owner of the house. On the other hand under the Delhi Rent Control Act, 1958 (No. 59 of 1958) a landlord who has acquired a house by transfer and requires it for his bonafide residence, cannot file an application for the eviction of a tenant unless a period of 5 years has elapsed from the date of acquiring the house. This anomalous position of law has resulted in hardship in a number of cases. Hence this amending Bill.

NEW DELHI; K. T. K. TANGAMANI.

The 4th November, 1960.

M. N. KAUL,
Secretary.

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